

MAR 10 2006

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, totaling sixteen (16) pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:

Date: March 10, 2006

Name: Barbara A. LeBorgne

Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Takashi SUZUKI et al

U.S. Patent No. 6,985,501

Issue Date : January 10, 2006

Serial No. 09/827,639

Filing Date: April 6, 2001

Title: **DEVICE AND METHOD FOR REDUCING DELAY
JITTER IN DATA TRANSMISSION**

Examiner: Feben Haile

Group Art Unit No. 2663

Confirmation No. 9037

Mall Stop Patent Ext.
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir,

Attached Is/are:

- ☒ Transmittal (in duplicate); Request for Reconsideration of Patent Term Adjustment (4 pgs.); Exhibit A (1 pg.); Exhibit B (2 pgs.); Exhibit C (4 pgs.); and Exhibit D (3 pgs.)

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

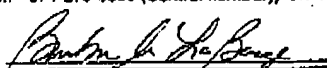
Respectfully submitted,


 Sanders N. Hillis (Reg. No. 45,712)

MARCH 10, 2006
 Date

RECEIVED
CENTRAL FAX CENTER

MAR 10 2006

<p align="center">CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8</p> <p>I hereby certify that this correspondence, totaling sixteen (16) pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:</p>		
Date: <u>March 10, 2006</u>	Name: <u>Barbara A. LaBerge</u>	Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Takashi SUZUKI et al

U.S. Patent No. 6,985,501

Issue Date : January 10, 2006

Serial No. 09/827,639

Filing Date: April 6, 2001

**Title: DEVICE AND METHOD FOR REDUCING DELAY
JITTER IN DATA TRANSMISSION**

Examiner: Feben Haile

Group Art Unit No. 2663

Confirmation No. 9037

Mail Stop Patent Ext.
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (In duplicate); Request for Reconsideration of Patent Term Adjustment (4 pgs.); Exhibit A (1 pg.); Exhibit B (2 pgs.); Exhibit C (4 pgs.); and Exhibit D (3 pgs.)

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$


Fee payment:

- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

RECEIVED
CENTRAL FAX CENTER

MAR 10 2006

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8		
I hereby certify that this correspondence, totaling sixteen (16) pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:		
Date: March 10, 2006	Name: Barbara A. LaBerge	Signature: 

Our Case No. 9683/84

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Takashi SUZUKI et al)	
)	Examiner: Feben Haile
U.S. Patent No. 6,985,501)	
)	Group Art Unit No. 2663
Issue Date : January 10, 2006)	
)	Confirmation No. 9037
Serial No. 09/827,639)	
)	
Filing Date: April 6, 2001)	
)	
Title: DEVICE AND METHOD FOR REDUCING)	
DELAY JITTER IN DATA TRANSMISSION)	

REQUEST FOR RECONSIDERATION OF
PATENT TERM ADJUSTMENT
PURSUANT TO 37 C.F.R. § 1.705(d)

Mail Stop Patent Ext
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

U.S. Patent No. 6,985,501 was issued on January 10, 2006. Pursuant to 35 U.S.C. § 154(b) the United States Patent and Trademark Office has calculated a patent term adjustment of 893 days, which is included on the face page of U.S. Patent No. 6,985,501. A copy of the Issue Notification for U.S. Patent No. 6,985,501 is included herewith as Exhibit A.

Applicant's Attorney believes that the patent term adjustment should be 1308 days. For the reasons stated herein, reconsideration of the patent term adjustment is respectfully requested pursuant to 37 C.F.R. 1.705(d). Please charge the petition fee pursuant to 37 C.F.R. § 1.18(e) to

Patent No. 6,985,501
Serial No. 09/827,639

Date Issued: January 10, 2006
Date Filed: April 6, 2001

Deposit Account No. 23-1925. As detailed on the included Transmittal, please charge any additional fee required or credit any excess fee paid to Deposit Account No. 23-1925. A duplicate copy of the Transmittal is included for this purpose.

The patent term adjustment for U.S. Patent No. 6,985,501 was calculated by the U.S. Patent and Trademark Office based on activities and associated dates detailed in the Patent Application Information Retrieval (PAIR) system Patent Term Adjustment History, attached as Exhibit B. Applicant's Attorney believes that errors and/or omissions in the calculation and/or the PAIR system Patent Term Adjustment History may have resulted in an incorrect patent term adjustment for U.S. Patent No. 6,985,501 as described in detail below. Pursuant to 37 C.F.R. §1.705(d), this request for reconsideration is being filed within two months of the issue date of the above-referenced patent. Note that U.S. Patent No. 6,985,501 is not subject to a terminal disclaimer.

Period of adjustment for activities prior to mailing of Notice of Allowance

As detailed in the Notice of Allowance attached as Exhibit C, the patent term adjustment indicated on the Notice of Allowance was 889 days.

Period of adjustment pursuant to 37 C.F.R. § 1.703(a)(6)

The period of adjustment pursuant to 37 C.F.R. § 1.703(a)(6) is the number of days in the period beginning on the day ("the 4 month date") after the date that is four months after the issue fee was paid and all outstanding requirements were satisfied and ending on the date a patent was issued.

The issue fee was filed at the U.S. Patent and Trademark Office on September 6, 2005 as indicated in the Patent Term Adjustment History attached as Exhibit B. The four month date calculated pursuant to 37 C.F.R. § 1.703(a)(6) is January 6, 2006. U.S. Patent No. 6,985,501 issued

Patent No. 6,985,501
Serial No. 09/827,639

Date Issued: January 10, 2006
Date Filed: April 6, 2001

on January 10, 2006, and the additional four (4) days of delay by the U.S. Patent and Trademark Office were correctly added to the patent term adjustment.

Period of adjustment pursuant to 37 C.F.R. § 1.703(b)

The period of adjustment pursuant to 37 C.F.R. § 1.703(b) is the number of days in the period beginning on the day ("the 3 year date") after the date that is three years after the date on which the application was filed pursuant to 35 U.S.C. § 111(a).

The present application was filed on April 6, 2001 as evidenced by the official filing receipt attached as Exhibit D. The 3 year date determined pursuant to 37 C.F.R. § 1.703(b) is April 6, 2004. U.S. Patent No. 6,985,501 was issued on January 10, 2006, which is 644 days beyond the 3 year date. The 644 days beyond the 3 year date are neither acknowledged nor included in the calculation of patent term adjustment. Applicant believes this to be an error in the patent term adjustment and respectfully request recalculation of the patent term adjustment to take this additional delay into account.

The recalculation should be based on the delay described in the Patent Term Adjustment History attached as Exhibit B and the additional 644 days of delay due to exceeding the 3 year date as follows. As indicated by the PAIR system Patent Term Adjustment History attached as Exhibit B, the total delay by the U.S. Patent Office was 896 days and the total delay by the Applicant's Attorney was 3 days. Of the 896 days of delay by the U.S. Patent Office, 226 days (212 days + 10 day + 4 days) overlap with the 644 days of delay due to exceeding the 3 year date. In addition, the 3 days of Applicant's delay overlap with the 644 days of delay due to exceeding the 3 year date. Thus, the non-overlapping period of adjustment pursuant to 37 C.F.R. § 1.703(f) due to exceeding the 3 year date is believed to be 644 days - (226 days + 3 days) = 415

Patent No. 6,985,501
Serial No. 09/827,639

Date Issued: January 10, 2006
Date Filed: April 6, 2001

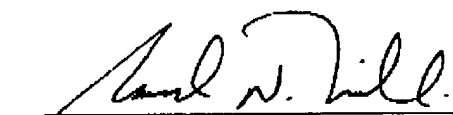
days. Accordingly, Applicant's Attorney respectfully requests re-calculation of the patent term adjustment to add 415 days to the existing 893 days of patent term adjustment.

Total patent term adjustment

Based on the foregoing, we believe that the correct patent term adjustment for U.S. Patent No. 6,985,501 should be the 893 days currently awarded and an additional 415 days due to exceeding the 3 year date for a total patent term adjustment of 1308 days.

It is respectfully asserted that the patent term adjustment determined by the U.S. Patent and Trademark Office for U.S. Patent No. 6,985,501 may not be correct. Accordingly, Applicant's Attorney respectfully requests the U.S. Patent and Trademark Office to reconsider, and make revisions to the PAIR system Patent Term Adjustment History in view of the previous remarks to award 1308 days. In addition, it is respectfully requested a Certificate of Correction be issued for U.S. Patent No. 6,985,501 to indicate that 1308 days of patent term adjustment have been awarded. Office personnel are invited to contact Applicant's Attorney via telephone if such communication would be beneficial in fulfilling this request.

Respectfully submitted,


Sanders N. Hillis
Registration No. 45,712
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
CUSTOMER NO. 757
(317) 636-0886

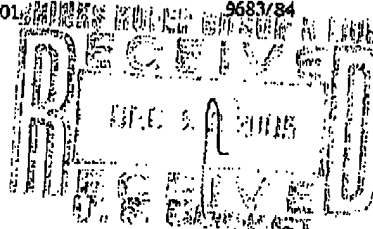


UNITED STATES PATENT AND TRADEMARK OFFICE

EXHIBIT A

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	ISSUE DATE	PATENT NO.	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/827,639	01/10/2006	6985301	9683/84	9037
757	7590	12/21/2005		
BRINKS HOFER GILSON & LIONE P.O. BOX 10395 CHICAGO, IL 60610				

**ISSUE NOTIFICATION**

The projected patent number and issue date are specified above.

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
 (application filed on or after May 29, 2000)

The Patent Term Adjustment is 893 day(s). Any patent to issue from the above-identified application will include an indication of the adjustment on the front page.

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571) 272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (571) 272-4200.

APPLICANT(s) (up to 18 names are included below, see PAIR WEB site <http://pair.uspto.gov> for additional applicants):

Takashi Suzuki, Yokosuka-shi, JAPAN;
 Toshiro Kawahara, Yokosuka-shi, JAPAN;
 Masashi Morioka, Yokohama-shi, JAPAN;
 Nobuhiko Naka, Yokohama-shi, JAPAN;

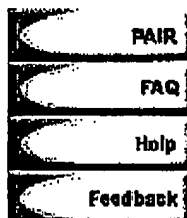
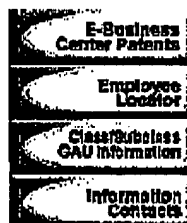
PAIR Page

Page 1 of 2

EXHIBIT B

United States Patent and Trademark Office

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PATENT APPLICATION INFORMATION RETRIEVAL**Other Links**

Printer Friendly Version

Patent Term Adjustment (PTA) for application number: 09/827,639			
			Days
Filing or 371(c) Date:	04-06-2001	USPTO Delay (PTO):	896
Issue Date of Patent:	01-10-2006	Three Years:	-
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL):	3
Post-Issue Petitions (days):	+0	Total PTA:	893
USPTO Adjustment (days):	+0	Explanation of Calculations	

Select Search Option

Assignments	Search
Display References	
File History	
Foreign Priority	
Image File Wrapper	
Maintenance Fees - Retrieve fees to pay	

Maintenance Fees Available: Mon-Fri 5:30 AM to Midnight, Sat-Sun-Hol. 7:30 AM to 8:00 PM E.T.

Patent Term Adjustment History			
Date	Contents Description	PTO (days)	APPL (days)
12-21-2005	PTA 36 Months		
01-10-2006	Patent Issue Date Used In PTA Calculation	4	
12-12-2005	Dispatch to FDC	↑	
11-08-2005	Application Is Considered Ready for Issue	↑	
09-06-2005	Issue Fee Payment Verified	↑	
09-08-2005	Issue Fee Payment Received		
06-17-2005	Mail Notice of Allowance	10	
06-15-2005	Notice of Allowance Data Verification Completed	↑	
06-15-2005	Case Docketed to Examiner in GAU	↑	
04-21-2005	IFW TSS Processing by Tech Center Complete	↑	
04-06-2001	Request for Foreign Priority (Priority Papers May Be Included)	↑	
02-07-2005	New or Additional Drawing Filed	↑	
04-21-2005	Date Forwarded to Examiner	↑	
02-07-2005	Response after Non-Final Action	↑	3
05-14-2003	Reference capture on IDS		↑
02-07-2005	Workflow Incoming amendment IFW		↑
11-04-2004	Mail Non-Final Rejection	882	↑

PAIR Page

Page 2 of 2

11-01-2004	Non-Final Rejection	↑	
09-29-2004	Case Docketed to Examiner In GAU	↑	
05-14-2003	Information Disclosure Statement (IDS) Filed	↑	
03-11-2002	Case Docketed to Examiner In GAU	↑	
09-07-2001	Case Docketed to Examiner in GAU	↑	
08-23-2001	Application Dispatched from OIPE	↑	
05-22-2001	Application Is Now Complete	↑	
05-22-2001	Notice Mailed--Application Incomplete--Filing Date Assigned	↑	
05-21-2001	Correspondence Address Change	↑	
04-22-2001	IFW Scan & PACR Auto Security Review	↑	
04-06-2001	Initial Exam Team nn	↑	

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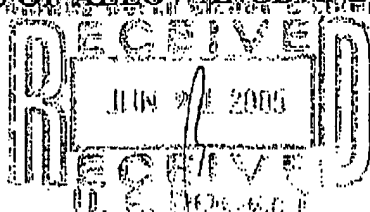
**EXHIBIT C**

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE

757 7590 06/17/2005
 BRINKS HOFER GILSON & LIONE
 P.O. BOX 10395
 CHICAGO, IL 60610



EXAMINER

HAILE, FEBEN

ART UNIT PAPER NUMBER

2663

DATE MAILED: 06/17/2005

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/827,639	04/06/2001	Takashi Suzuki	9683/84	9037

TITLE OF INVENTION: DEVICE AND METHOD FOR REDUCING DELAY JITTER IN DATA TRANSMISSION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	09/19/2005

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:**I. Review the SMALL ENTITY status shown above.**

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

757

759D

06/17/2005

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

	(Depositor's name)
	(Signature)
	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/827,639	04/06/2001	Takashi Suzuki	9683/84	9037

TITLE OF INVENTION: DEVICE AND METHOD FOR REDUCING DELAY JITTER IN DATA TRANSMISSION

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	09/19/2005
EXAMINER	ART UNIT	CLASS-SUBCLASS			
HAILE, FEBEN	2663	370-517000			

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1	
2	
3	

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.
 NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____

Date _____

Typed or printed name _____

Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/827,639	04/06/2001	Takashi Suzuki	9683/84	9037
757	7590	06/17/2005	EXAMINER	
BRINKS HOFER GILSON & LIONE P.O. BOX 10395 CHICAGO, IL 60610			HAILE, FEDEN	
			ART UNIT	PAPER NUMBER
			2663	

DATE MAILED: 06/17/2005

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
 (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 889 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 889 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571) 272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

Notice of Allowability

Application No.

09/827,639

Examiner

Feben M Haile

Applicant(s)

SUZUKI ET AL.

Art Unit

2663

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address—

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed on February 8, 2005.

2. ☒ The allowed claim(s) is/are 1-7 and 9 (renumbered 1-8).

3. ☒ The drawings filed on 08 February 2005 (corrections) are accepted by the Examiner.

4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☒ All b) ☐ Some* c) ☐ None of the:

1. ☒ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. _____.

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.

(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)

2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____

4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material

5. ☐ Notice of Informal Patent Application (PTO-152)

6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____

7. ☐ Examiner's Amendment/Comment

8. ☐ Examiner's Statement of Reasons for Allowance

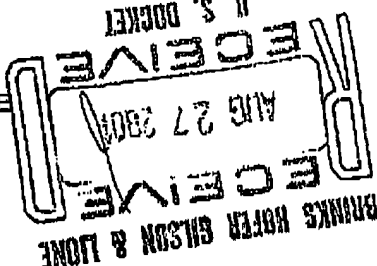
9. ☐ Other _____


RICKY NGO
PRIMARY EXAMINER

6/12/05

EXHIBIT D**UNITED STATES PATENT AND TRADEMARK OFFICE**
 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/827,639	04/06/2001	2661	920	9683/84	16	9	4

 757
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 CHICAGO, IL 60610


CONFIRMATION NO. 9037

UPDATED FILING RECEIPT

OC000000006461564

Date Mailed: 08/23/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)
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 Toshiro Kawahara, Yokosuka-shi, JAPAN;
 Masashi Morioka, Yokohama-shi, JAPAN;
 Nobuhiko Naka, Yokohama-shi, JAPAN;
Domestic Priority data as claimed by applicant**Foreign Applications**

JAPAN 2000-106779 04/07/2000

If Required, Foreign Filing License Granted 05/21/2001

Projected Publication Date: 11/29/2001

Non-Publication Request: No

Early Publication Request: No

Title

Device and method for reducing delay jitter in data transmission

Preliminary Class

370

Data entry by : PHAM, TRUONG

Team : OIPE

Date: 08/23/2001

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

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